**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO.3460 OF 2000**
**IN**
**INCOME TAX APPEAL NO.459 OF 2000**

The Commissioner of Income Tax
Mumbai City IV, Mumbai .. Appellant
V/s
M/s.S.K.Kotecha & Co. .. Respondent

Mr.A.S.Rao for the Appellant.

**CORAM: S.RADHAKRISHNAN &**
**A.S.AGUIAR, JJ.**

**DATE : 17.06.2005.**

**P.C.:**

. Inspite of several opportunities, there is no proper affidavit of service filed by the Appellant. The Respondents are not appearing. Hence, Notice of Motion stands dismissed.

**(S.RADHAKRISHNAN J.)**

**(A.S.AGUIAR,J.)**